

RESOLUTION NO. 116

WHEREAS, the City Council of the City of Tontitown, Arkansas (the "City") has passed Ordinance No. 191 on Nov 3, 2004 ("Ordinance No. 192"); and

WHEREAS, the City Council desires to refer Ordinance No. 192 to the voters for approval or rejection;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Tontitown, Arkansas:

Section 1. That there be, and there is hereby called, a special election to be held on January 11, 2005, at which election there shall be submitted to the electors of the City the question of whether Ordinance No. 192 shall be approved or rejected.

Section 2. That the question of approving or rejecting Ordinance No. 192 shall be placed on the ballot in substantially the following form:

Vote on measure by placing an "X" in the square opposite either FOR or AGAINST the measure:

ORDINANCE NO. 192

AN ORDINANCE AMENDING ORDINANCE NO. 131 IN ORDER TO AUTHORIZE SEVENTY-FIVE PERCENT (75%) OF THE NET COLLECTIONS OF THE 1% SALES AND USE TAX LEVIED WITHIN THE CITY OF TONTITOWN, ARKANSAS TO BE USED FIRST, AS NEEDED, TO REPAY BONDS ISSUED FROM TIME TO TIME BY THE CITY AND APPROVED BY THE VOTERS TO FINANCE SEWER IMPROVEMENTS WITH THE BALANCE TO BE USED TO IMPROVE MUNICIPAL WATER AND SEWER SERVICES AND TWENTY-FIVE PERCENT (25%) OF THE NET COLLECTIONS OF THE TAX TO BE USED TO IMPROVE MUNICIPAL WATER AND SEWER SERVICES; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO.

FOR Ordinance No. \_\_\_\_\_ ☐

AGAINST Ordinance No. \_\_\_\_\_ ☐

Section 3. That the election shall be held and conducted and the vote canvassed and the results declared under the law and in the manner now provided for municipal elections and only qualified voters of the City shall have the right to vote at the election.

Section 4. That the results of the election shall be proclaimed by the Mayor, and his Proclamation shall be published one time in a newspaper having a general circulation in the City,

which Proclamation shall advise that the results as proclaimed shall be conclusive unless attacked in the courts within thirty days after the date of publication.

Section 5. That a copy of this Ordinance shall be given to the Washington County Board of Election Commissioners so that the necessary election officials and supplies may be provided.

Section 6. That the Mayor and City Recorder, for and on behalf of the City, be, and they are hereby authorized and directed do any and all things necessary to call and hold the special election as herein provided.

PASSED this 3<sup>rd</sup> day of November, 2004.

APPROVED:

Daniel R. Watson  
Daniel R. Watson, Mayor

ATTEST:

Frances Franco  
Frances Franco, City Recorder/Treasurer

(SEAL)

#### CERTIFICATE

The undersigned, City Recorder/Treasurer of Tontitown, Arkansas, hereby certifies that the foregoing pages are a true and perfect copy of Resolution No. 115, passed at a regular session of the City Council of Tontitown, Arkansas, held at the regular meeting place of the City Council at 7:30 o'clock p.m., on the 3<sup>rd</sup> day of November, 2004, and that the Resolution is of record in Resolution Record Book No. 3, Page     , now in my possession.

GIVEN under my hand and seal this 10<sup>th</sup> day of November, 2004.

Frances Franco  
Frances Franco, City Recorder/Treasurer

(SEAL)